

Message Text

CONFIDENTIAL

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11

ACTION EUR-12

INFO OCT-01 ISO-00 CIAE-00 DODE-00 PM-03 H-02 INR-07 L-03

NSAE-00 NSC-05 PA-01 PRS-01 SP-02 SS-15 USIA-06 /058 W

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R 070935Z AUG 75

FM USMISSION USBERLIN

TO AMEMBASSY BONN

INFO SECSTATE WASHDC 1269

AMEMBASSY BERLIN UNN

AMEMBASSY LONDON

AMEMBASSY MOSCOW

AMEMBASSY PARIS

USMISSION NATO

C O N F I D E N T I A L USBERLIN 1562

EO 11652: GDS

TAGS: PFOR, PGOV, WB, GW

SUBJECT: VOTING RIGHTS OF BERLIN BUNDESRAT MEMBERS

REFS: A) BONN 12633

B) USBERLIN 1451

1. SUMMARY: MISSION IS SKEPTICAL ABOUT CANDOR OF FRG PRESENTATION CONCERNING BERLIN VOTING RIGHTS IN BUNDESRAT, REF A. WE ARE POUCHING TO DEPARTMENT AND EMBASSY LETTER PREPARED PRIOR TO BONN GROUP DISCUSSIONS WHICH CONTAINS OUR MORE DETAILED PRELIMINARY VIEWS ON GENERAL SUBJECT, AND WE OFFER BELOW SPECIFIC COMMENTS KEYED TO POINTS MADE BY FRG REP. END SUMMARY.

2. A. STATEMENT THAT PRESENT BUNDESRAT PRAESIDIUM REVIEW IS DESIGNED TO LIMIT, NOT EXPAND, BERLIN VOTING RIGHTS IS INCONSISTENT WITH ENTIRE THRUST OF VOTING RIGHTS QUESTION SINCE 1949 AND WITH SPECIFIC INDICATIONS SUCH AS STOBBE'S STATEMENT AFTER MAY 30 VOTE AND BRIEF MEMORANDUM GIVEN ALLIES SOME WEEKS AGO BY CHIEF OF SENAT'S LEGAL DIVISION WHICH INDICATES THAT BERLIN IS CONFIDENTIAL

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ADVANCING A CLAIM WHICH IT EXPECTS TO HAVE ACCEPTED, NOT

DEFENDING AN ESTABLISHED PRACTICE.

B. ALLIED RESERVATION IN 1949 DOES NOT CONFINE
ITSELF TO LEGISLATIVE PROCESS. IT SAYS BERLIN REPRESENTA-
TIVES IN BUNDESTAGE AND BUNDESRAT "MAY NOT BE ACCORDED
VOTING MEMBERSHIP." WHILE MAIN ASPECT OF THIS RESERVATION
OVER THE YEARS HAS BEEN CONSIDERED TO BE FORMAL ACTS IN
THE LEGISLATIVE PROCESS, IT HAS GENERALLY BEEN ACCEPTED
THAT BERLIN VOTING RIGHTS ARE LIMITED TO THX 1@I0H?*9|>Y<CUK65E<-\$K@IY "
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Q;AG650

R.SKA@K,*0!_9HAMUZ CFQ2>D-_X"G1_P
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UC06/K"SH"
5W!AZ4PQN!!P")60#0I<CIREJ:AF_EYCPM/U+'7KH3*(\$FQ'_1J*!\$
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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
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Current Classification: UNCLASSIFIED
Concepts: SUFFRAGE, CENTRAL LEGISLATURE
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Copy: SINGLE
Draft Date: 07 AUG 1975
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: RowellE0
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
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Disposition Reason:
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